

Central Valley Regional Water Quality Control Board

Notice of Intent (NOI) for Medicinal Cannabis Cultivation Tiers 1, 2, and 3
(Application for Coverage under General Order for Cannabis Cultivation)

1. Cannabis Cultivation Site Information:

Cultivator's Name	Cultivator's Phone
County of Cultivation Site(s)	Cultivation Site's Assessor's Parcel Number(s)

2. Landowner(s) Information:

Name	Phone	
Address		
City	State	Zip code

3. Waiver Category: (see instruction page for category requirements and submittal instructions)

<input type="checkbox"/> Tier 1: Cannabis Cultivators whose cultivation areas and associated facilities are located on less than 30% slopes ¹ , occupy and/or disturb less than 1/4 acre ² , AND are not located within 200 feet of a wetland ³ , Class I or II watercourse ⁴ . PLEASE COMPLETE SECTIONS 1, 2, 3, AND 6 ONLY
<input type="checkbox"/> Tier 2: Cannabis Cultivators whose cultivation areas and associated facilities are located on less than 30% slopes ¹ , occupy and/or disturb less than 1 acre and less than 50% of the Cultivator's/Landowner's parcel, AND are not located within 200 feet of a wetland ³ , Class I or II watercourse ⁴ . PLEASE COMPLETE SECTIONS 1-6 (COMPLETE SECTION 5 ONLY IF YOU ARE SEEKING COVERAGE FOR A NEW OR EXPANDING SITE)
<input type="checkbox"/> Tier 3: Cannabis Cultivators whose cultivation areas and associated facilities are located on greater than 30% slopes ¹ , occupy and/or disturb more than 1 acre ² or more than 50% of the Cultivator's/Landowner's parcel, OR are within 200 feet of a wetland ³ , Class I or II watercourse ⁴ . <u>A Site Management Plan describing practices that you will implement on the Site to minimize impacts to surface and ground waters must be attached to this NOI.</u> PLEASE COMPLETE SECTIONS 1-6 (COMPLETE SECTION 5 ONLY IF YOU ARE SEEKING COVERAGE FOR A NEW OR EXPANDING SITE)

4. Facility Classification: New or Existing Tier 2 and 3 Cultivators

Was the cannabis cultivation site developed as of October 2, 2015?	<input type="checkbox"/> No. I am seeking coverage for a new or expanding cannabis cultivation site. PLEASE COMPLETE SECTION 5. ENVIRONMENTAL COMPLIANCE ASSESSMENT <input type="checkbox"/> Yes. I am seeking coverage for an existing cannabis cultivation site.
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5. Environmental Compliance Assessment for New or Expanded Growers

I. OTHER WATER QUALITY PERMITS	
a. Will development of your site result in impacts to wetlands/vernal pools?	<input type="checkbox"/> No. <input type="checkbox"/> Yes. A Copy of an Army Corps Section 404 Permit or justification for use of a Nationwide Permit is attached to this Notice of Intent, along with any required 401 Certification issued by the Central Valley Water Board.
b. Will the development of your site: <ul style="list-style-type: none"> • Divert or obstruct the natural flow of, or substantially change, any river, stream, or lake? • Utilize material from the bed, channel, or bank of any river, stream, or lake? • Deposit or dispose of debris, waste, or other material containing crumbled, flaked, or ground pavement where it may pass into any river, stream, or lake? 	<input type="checkbox"/> No to all. <input type="checkbox"/> Yes. A Section 1602 Streambed Alteration Agreement is attached to this NOI, along with a copy of the receipt for the regulatory fee paid to the California Department of Fish and Wildlife.
c. Will development of your Site disturb one or more acres of soil, or is it part of a larger common plan of development that, in total, will disturb one or more acres?	<input type="checkbox"/> No. <input type="checkbox"/> Yes. A copy of a submitted Notice of Intent to enroll in the Construction General Stormwater Permit, State Water Board Order No. 2009-0009-DWQ, is attached to this NOI.
II. TIMBERLAND CONVERSION PERMIT	
a. Will development of your site result in the removal of commercial tree species?	<input type="checkbox"/> No. <input type="checkbox"/> Yes. A copy of a <i>Less than 3 Acre Conversion Exemption, a Public Agency, Public and Private Utility Right of Way Exemption, a Notice of Exemption from Timberland Conversion Permit for Subdivision, or an Application for Timberland Conversion Permit</i> is attached to this NOI.
III. LOCAL PERMITS	
a. Does the County in which you are proposing to grow cannabis prohibit the cultivation of cannabis, or is cannabis cultivation not an allowed land use for your property under your County's General Plan?	<input type="checkbox"/> No. <input type="checkbox"/> Yes. IF "YES" THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER.
b. Will the development of your site result in the grading of more than 50 cubic yards of earthen material?	<input type="checkbox"/> No. <input type="checkbox"/> Yes. A County Grading Permit and any required Erosion Control Plan is attached to this NOI. <input type="checkbox"/> Development is conditionally exempt or does not require a grading permit

<p>c. If you are constructing a structure, have the construction plans been approved by the appropriate local building department?</p>	<p><input type="checkbox"/> No structure is being built. <input type="checkbox"/> No structure is being built that requires local approval. <input type="checkbox"/> Yes. All relevant correspondence and approvals from the local building department is attached.</p>
<p>IV. PROTECTION OF SENSITIVE SPECIES</p>	
<p>a. Have you completed a biological site assessment (BSA) prepared by a qualified wildlife biologist for the project site?</p>	<p><input type="checkbox"/> No. <input type="checkbox"/> Yes. A BSA that describes whether there are any sensitive biological resources such as wetlands, streams, or habitats for special status species and that maps all biological constraints on site development plans is attached. IF "NO" THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER.</p>
<p>b. Did the BSA determine that special-status species could be affected by site development activities?</p>	<p><input type="checkbox"/> No. <input type="checkbox"/> Yes. IF "YES" THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER. YOU MUST SUBMIT AN INDIVIDUAL RWD TO THE BOARD TO RECEIVE REGULATORY COVERAGE AND ADDITIONAL CEQA COMPLIANCE MAY BE REQUIRED.</p>
<p>V. CULTURAL RESOURCES</p>	
<p>a. Have you completed a cultural resources inventory report prepared by a qualified cultural resources professional? A cultural resources inventory will contain a record search of the California Historical Resources Information System (CHRIS) to determine whether the project area has been previously surveyed and whether cultural resources were identified, along with the results of a sacred lands search from the Native American Heritage Commission (NAHC).</p>	<p><input type="checkbox"/> No. <input type="checkbox"/> Yes. A Cultural Resources Inventory Report is attached. A site-specific cultural resources survey [<input type="checkbox"/>was/<input type="checkbox"/>was not] conducted for this Site. IF "NO" THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER.</p>
<p>b. Have you required that all construction contractors that will perform ground-disturbing activities implement inadvertent discovery measures for cultural resources? Inadvertent discovery measures must include procedures for discovery and protection of cultural resources during construction. Within project areas of identified archaeological sensitivity, discovery</p>	<p><input type="checkbox"/> No. <input type="checkbox"/> Yes. An Inadvertent Discovery Workplan is attached that includes discovery measures that require all construction or ground-disturbing activities be halted within 100 feet of a cultural resources discovery until a qualified professional archaeologist can evaluate the find. If known or suspected human remains are discovered, the County</p>

measures would include: (1) a worker education course for all construction personnel; (2) monitoring of all earth-disturbing activities by a qualified archeologist; and (3) procedures for discovery of cultural resources, including human remains, during construction or ground-disturbing activities if an archaeological monitor is not present.	Coroner will immediately be notified, and if the remains are of Native American origin, the Native American Heritage Commission will be notified within 24 hours. IF "NO" THE BOARD CANNOT ENROLL YOUR SITE UNDER THIS GENERAL ORDER.
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6. Certification: Must be signed by the landowner and cultivator (if different than landowner)

I hereby certify under penalty of perjury, that the information provided in this Notice of Intent accurately represents site conditions, that I will abide by all of the conditions for the General Order category for which I am applying, and that implementation of the Site Management Plan (if Tier 3 cultivator) will assure compliance with all eligibility criteria and conditions.	
Landowner Signature:	Date:
Cultivator Signature:	Date:

¹Percent slope should be determined by measuring between cultivation areas and associated facilities and nearest surface water body

²Cannabis cultivators whose activities occupy and/or disturb less than 1000 square feet do not need to seek coverage under the General Order for Cannabis Cultivation.

³A wetland is an area that is covered by shallow water or where the surface soil is saturated, either year round or during periods of the year; where that water coverage has caused a lack of oxygen in the surface soil; and has either no vegetation or plants of a type that have adapted to shallow water or saturated soil. Some examples are fresh water marshes, bogs, springs, riparian areas, vernal pools, coastal mud flats and salt marshes.

⁴The California Forest Practice Rules define a Class I watercourse as 1) a watercourse providing habitat for fish always or seasonally, and/or 2) providing a domestic water source; a Class II watercourse is 1) a watercourse capable of supporting non-fish aquatic species, or 2) a watercourse within 1000 feet of a watercourse that seasonally or always has fish present.

Site Management Plans for Tier 3 Cultivators

Tier 3 Cultivators must prepare and submit for approval to the Central Valley Water Board a Site Management Plan. The level of detail required in a Site Management Plan will be dependent on the site-specific characteristics of the activity/operation. Plans must be kept available on the site and subject to inspection. Management Plans must address the following:

1. Map of property including areas of operations, roads, water bodies, all cleared/developed areas, and general drainage patterns and directions.
2. Applicable design drawings and schematics for watercourse structures, fish passages, roads, septic tanks, fill prisms, ponds, or any constructed feature that has been designed or engineered.
3. Detailed list with locations of specific management practices to address erosion control/stability, stream crossing construction/maintenance, riparian protection, road construction/maintenance, spoils storage and disposal, irrigation runoff, and water storage and use.
4. List of chemicals stored onsite (fertilizers, pesticides, herbicides, petroleum products, etc...) and information about their frequencies and quantities of use.

Example of what to measure to determine area that cultivation activities and facilities occupy and/or disturb. The area within the dashed line; including planters, watering system, greenhouse, amendments storage and mixing area; would need to be calculated for determining which Tier a Cultivator would fall under.

